

NOW COME Sierra Applied Sciences, Inc., Kurt J. Lesker Company and BP Solarex (now known as BP Solar International, Inc.), by and through their undersigned counsel, and, pursuant to Federal Rule of Civil Procedure 41(a)(1) and the confidential terms of a settlement entered into by the parties, jointly

stipulate to dismissal with prejudice of this action, including all claims and counterclaims asserted therein.

METZ LEWIS, LLC

MEYER, UNKOVIC & SCOTT, LLP

By: s/Barry I. Friedman
Barry I. Friedman, Esquire
Pa. I.D. No. _____
11 Stanwix Street, 18th Floor
Pittsburgh, PA 15222
(412) 918-1110
(412) 918-1199 (Fax)
bfriedman@metzlewis.com

By: s/David G. Oberdick
David G. Oberdick, Esquire
Pa. I.D. No. 47648
1300 Oliver Building
Pittsburgh, PA 15222
(412) 456-2881
(412) 456-2864 (Fax)
dgo@muslaw.com

Attorneys for Plaintiff Sierra Applied Sciences, Inc.

Attorneys for Defendants Kurt J. Lesker Company and BP Solarex

Dated: September 13, 2005

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DAHL & OSTERLOTH, LLP

By: s/Susan E. Chetlin
Susan E. Chetlin, Esquire
555 Seventeenth St., Suite 3405
Denver, CO 80202
(303) 291-3211
(303) 291-3201 (Fax)
schetlin@dahlosterloth.com

Attorneys for Plaintiff Sierra Applied Sciences, Inc.

Dated: September 13, 2005

AND NOW, this 13th day of September, 2005, IT IS SO ORDERED.


Chief Judge Donetta W. Ambrose